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OFFICE OF PETITIONS

In re Application of
Tatjana Piljac, et. al.
Application No. 09/644,984
Filed: August 24, 2000
Attorney Docket No. 196502US23 CONT

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed April 25, 2005, to revive the above-identified application, which is being treated as a petition under 37 CFR 1.181 to withdraw the holding of abandonment.

The petition is **GRANTED**.

A review of the record shows that petitioner's response to the Restriction Requirement mailed May 19, 2003, was accompanied by a five (5) month extension of time fee and the response was submitted prior to the expiration period for reply. Therefore, the Notice of Abandonment mailed September 24, 2003 is hereby vacated.

Since the evidence is clear that the above-identified application was held erroneously abandoned, the \$750 petition to revive fee is unnecessary and will be credited back to the deposit account.

This application is being referred to Technology Center Art Unit 1623 for further processing.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3226.

Andrea Smith
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy